



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

March 9, 2021

**BY ECF AND EMAIL**

The Honorable Lewis A. Kaplan  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

USDC SDNY  
DOCUMENT  
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DATE FILED: 3/18/21

**MEMO ENDORSED**

Re: *United States v. Miguel Nunez, 99 Cr. 53 (LAK)*

Dear Judge Kaplan:

The Government respectfully submits this letter requesting that the Court extend the time to respond to the defendant's motion filed pursuant to 18 U.S.C. § 3582. On February 9, 2021, the Court issued an order for the Government to respond to the defendant's motion by February 23, 2021. *See* Dkt. No. 42. This criminal case has been closed since 2000, and the Assistant United States Attorney originally assigned to this case is no longer employed by the United States Attorney's office.

The undersigned attorney appeared in the civil case arising from a habeas petition brought by the defendant in 2016, but had not previously appeared in the criminal case and did not receive notice of the Court's February 9 order until the Court contacted the Government via telephone on March 8, 2021. Accordingly, the Government now requests a period of two weeks to respond to the defendant's motion, with a response due on March 23, 2021.

Respectfully submitted,

AUDREY STRAUSS  
United States Attorney for the  
Southern District of New York

By: Thane Rehn

Thane Rehn  
Assistant United States Attorney  
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SO ORDERED  
USDC SDNY dated 3/18/21  
DOCUMENT ELECTRONICALLY FILED  
LEWIS A. KAPLAN, USDI  
DATE FILED: 3/18/21